

**THE BOMBAY LEGISLATURE MEMBERS' TRAVELLING
ALLOWANCE ACT, 1950.**

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BOMBAY ACT No. XLV OF 1950.¹

THE BOMBAY LEGISLATURE MEMBERS' TRAVELLING ALLOWANCE ACT, 1950] -

[23rd November 1950.]

An Act to provide for the travelling allowance to the members of the
Bombay Legislature.

WHEREAS it is expedient to make provision for the payment of travelling allowance to the members of the Bombay Legislature ; It is hereby enacted as follows :—

1. This Act may be called the Bombay Legislature Members' Travelling Short title.
Allowance Act, 1950.

2. (1) With effect from the 26th day of January 1950, there shall be paid Travelling allowance to each member of the Bombay Legislative Assembly and the Bombay Legislative Council, a travelling allowance for journey undertaken for the purpose of attending to be paid to members the session of such Assembly or Council or the meeting of a committee of such Assembly or Council to the place where such session or meeting is held and for return journey from such place—

(i) at the rate of one and one half of the fare of such class provided on a railway or steamer, as may be prescribed by rules made by the State Government, and

(ii) at such rate per mile for journey by road, sea or river in addition to the journey by railway or steamer, as may likewise be prescribed by the State Government :

Provided that nothing in this sub-section shall entitle a member to travelling allowance, if such member ordinarily resides or carries on business at the place where such session or meeting is held.

(2) Notwithstanding anything contained in sub-section (1), there shall be paid to each member a conveyance allowance at the rate of Rs. 3 per day for each day on which he attends such session or meeting.

3. Notwithstanding anything contained in this Act, a Minister of the Government of Bombay, the Speaker of the Bombay Legislative Assembly, the Chairman of the Bombay Legislative Council or a Parliamentary Secretary to any Minister shall not be entitled to any travelling allowance under this Act by reason of the fact that such Minister, Speaker, Chairman or Parliamentary Secretary is a member of the Bombay Legislative Assembly or Council.

Minister,
Speaker,
Chairman
or Parliamentary
Secretary
not entitled
to travelling
allowance
under this
Act.

4. (1) The State Government may make rules for the purpose of carrying out the purposes of this Act.

(2) Any rule made under this section may be made so as to be retrospective to any date not earlier than the commencement of the Constitution of India.

Power of
State
Government
to make
rules.

(3) Rules made under this section shall have effect as if enacted in this Act.

¹ For Statement of Objects and Reasons, see *Bombay Government Gazette*, 1950, Part V, page 378.

Avoidance
of doubt.

5. For the avoidance of doubt it is hereby declared that nothing in this Act shall affect the right of a member of the Bombay Legislative Assembly or the Bombay Legislative Council to receive as such member, the salary and the daily allowance ^{Bom.} III of which he is entitled to receive under article 195 of the Constitution at the rates ^{1937.} and upon the conditions provided by or under the Bombay Legislature Members' ^{Bom.} XXI of Salaries and Allowances Act, 1937, or the Bombay Legislature Members' 1950. Daily Allowance Act, 1950, as the case may be.

BOMBAY ACT No. XLVIII OF 1950.¹

[THE BOMBAY MUNICIPAL CORPORATION AND CITY OF BOMBAY PRIMARY
EDUCATION (AMENDMENT) ACT, 1950.]

[29th November 1950].

**An Act to amend the Bombay Municipal Corporation Act and the City of Bombay
Primary Education Act, 1920.**

Bom.
III of
1888.

Bom.
XV of
1920.

WHEREAS it is expedient to amend the Bombay Municipal Corporation Act and the City of Bombay Primary Education Act, 1920, for the purposes hereinafter appearing; It is hereby enacted as follows:—

1. (1) This Act may be called the Bombay Municipal Corporation and City of Bombay Primary Education (Amendment) Act, 1950. Short title and commencement.

(2) It shall come into force on such date as the State Government may by notification in the *Official Gazette* appoint.

2-78. [The amendments made by sections 2-78 (both inclusive) have been incorporated in the Bombay Municipal Corporation Act (Bom. III of 1888).]

79. Nothing in sections 2 (1), (4) and (5), and 4 to 16 shall affect the constitution of the Corporation, the Standing Committee, the Improvements Committee or any other committee or sub-committee as constituted or appointed under the said Act immediately before the coming into operation of this Act and any casual vacancy in the office of a councillor or a member of any of the said committees or sub-committee before the 1st day of April 1952 shall, subject to the provisions of the said Act, be filled as if this Act had not been passed. Savings.

80. (1) The amendments made by sections 64, 65 and 67 shall be deemed to have been made on and to have effect from the 15th day of August 1947. Amendments made by sections 64, 65, 67, 68 and 76 to have retrospective effect.

(2) The amendments made by sections 68 and 76 shall be deemed to have been made on and to have effect from the 14th day of March 1944 and any order made or action taken under the said Act before the commencement of this Act shall be deemed to have been made or taken under the said Act as amended by this Act, and no prosecution, suit or other proceeding shall lie against any person for anything in good faith done or intended to be done in pursuance of any such order or action, as the case may be.

81-83. [The amendments made by sections 81 to 83 (both inclusive) have been incorporated in the City of Bombay Primary Education Act, 1920 (Bom. XV of 1920).]

¹ For Statement of Objects and Reasons, see *Bombay Government Gazette*, 1950, Pt. V, pp. 258-61